



General Assembly

Substitute Bill No. 37

February Session, 2002

AN ACT CONCERNING THE RATES OF STATE CIGARETTE TAXES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 12-296 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective April 3, 2002*):

3 A tax is imposed on all cigarettes held in this state by any person for
4 sale, said tax to be at the rate of [twenty-five] fifty-five and one-half
5 mills for each cigarette and the payment thereof shall be for the
6 account of the purchaser or consumer of such cigarettes and shall be
7 evidenced by the affixing of stamps to the packages containing the
8 cigarettes as provided in this chapter.

9 Sec. 2. Section 12-316 of the general statutes is repealed and the
10 following is substituted in lieu thereof (*Effective April 3, 2002*):

11 A tax is hereby imposed at the rate of [twenty-five] fifty-five and
12 one-half mills for each cigarette upon the storage or use within this
13 state of any unstamped cigarettes in the possession of any person other
14 than a licensed distributor or dealer, or a carrier for transit from
15 without this state to a licensed distributor or dealer within this state.
16 Any person, including distributors, dealers, carriers, warehousemen
17 and consumers, last having possession of unstamped cigarettes in this
18 state shall be liable for the tax on such cigarettes if such cigarettes are
19 unaccounted for in transit, storage or otherwise, and in such event a

20 presumption shall exist for the purpose of taxation that such cigarettes
21 were used and consumed in Connecticut.

22 Sec. 3. (*Effective from passage*) (a) An excise tax of thirty and one-half
23 mills per cigarette, as defined in section 12-285 of the general statutes,
24 is hereby imposed, on April 3, 2002, upon all distributors, as defined in
25 said section 12-285, licensed under the provisions of chapter 214 of the
26 general statutes and all dealers, as defined in said section 12-285,
27 licensed under the provisions of said chapter 214. Payment of the tax
28 shall be for the account of the purchaser or consumer of such cigarettes
29 and shall be evidenced by the affixing of stamps to the packages
30 containing the cigarettes as provided in said chapter 214.

31 (b) Each such licensed distributor and dealer shall, not later than
32 May 1, 2002, file with the Commissioner of Revenue Services, on forms
33 prescribed by said commissioner, a report which shall show the
34 number of cigarettes in inventory as of the close of business on April 2,
35 2002, or at midnight on said date, upon which inventory the tax under
36 subsection (a) of this section shall be imposed. Failure to file such
37 report when due shall be sufficient reason to revoke the license of the
38 distributor or dealer, as the case may be.

This act shall take effect as follows:	
Section 1	<i>April 3, 2002</i>
Sec. 2	<i>April 3, 2002</i>
Sec. 3	<i>from passage</i>

FIN Joint Favorable Subst.